

Statewide Misdemeanant Confinement Program

Joint Legislative Oversight Committee on Justice
and Public Safety

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November 16, 2017

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Statewide Misdemeanant Confinement Program

- Both before and after the implementation of SMCP, all misdemeanants sentenced to 90 days or less serve their sentence in the local jail, at county expense.
- Before SMCP, misdemeanor sentences in excess of 90 days were served in the DACJJ.



Statewide Misdemeanant Confinement Program (continued)

- SMCP began in January 2012 and applied to misdemeanants sentenced to more than 90 days and up to 180 days, excluding defendants convicted of DWI.



Statewide Misdemeanant Confinement Program (continued)

- On October 1, 2014, the program was expanded to include all misdemeanants with a sentence of more than 90 days, excluding defendants convicted of DWI.
- On January 1, 2015, those defendants sentenced for a misdemeanor DWI began serving their sentence in the program regardless of sentence length.



Statewide Misdemeanant Confinement Program (continued)

- The program is managed by the North Carolina Sheriffs' Association.
- Program expenses are funded by the Statewide Misdemeanant Confinement Fund.
- NCSA operates and maintains IT systems and a database for facilitating inmate placements in county jails across the state.
- NCSA assigns program eligible inmates to available jail bed space.



Statewide Misdemeanant Confinement Program (continued)

- NCSA coordinates the transfer and release of inmates.
- NCSA calculates the cost per inmate, per day, per county for inmate housing.
- NCSA processes the payments for housing, transportation, and medical expenses for inmates in the Program.



NCSA Administrative Functions

- Ensure that Inmate Notification Forms and court documentation are properly completed and adhere to statutory guidelines before enrolling into SMCP.
- Evaluate available jail bed space to determine optimum placement.
- Coordinate with Combined Records Division of DACJJ to calculate release dates, taking all credits for time served and credits earned into consideration.



NCSA Administrative Functions (cont.)

- Consult with the counties point of contact regarding any questions about court documents.
- Seek assistance from NCSA legal counsel regarding legal and sentencing issues that may arise.
- Process all inmate medical claims submitted and provide guidance to county facilities about inmate medical care and reimbursement.



NCSA Administrative Functions (cont.)

- Coordinate any necessary transfers to and from DACJJ.
- Process writs transferring inmates for out of county court appearances.
- Provide counties with accurate dates of release, taking into consideration all credit for time served and any credit earned.



NCSA Statewide Help Desk

- SMCP responds to all inquiries and questions from sending and receiving counties to ensure the program is properly administered.
- In excess of 25 telephone calls and 15 emails are answered daily from sheriffs' personnel, county and state personnel, and even inmates and their families.
- SMCP also responds to requests for information and statistical data from other criminal justice agencies and commissions.



NCSA Training & Support

- NCSA conducts annual training on the SMCP every year at various locations across the state.
- Training material provides step-by-step guidance for attendees to process inmates through the program.
- Training includes an annual legislative summary and update.
- Training is mandatory for all “receiving” counties and optional but highly encouraged for “sending” counties.



NCSA Training & Support

- Since inception, over 1043 sheriffs, sheriffs' office personnel, county personnel and state personnel have attended the training.
- The 2017 annual training was attended by participants from 79 counties across the state, numerous clerks of court, and representatives from DPS and AOC.

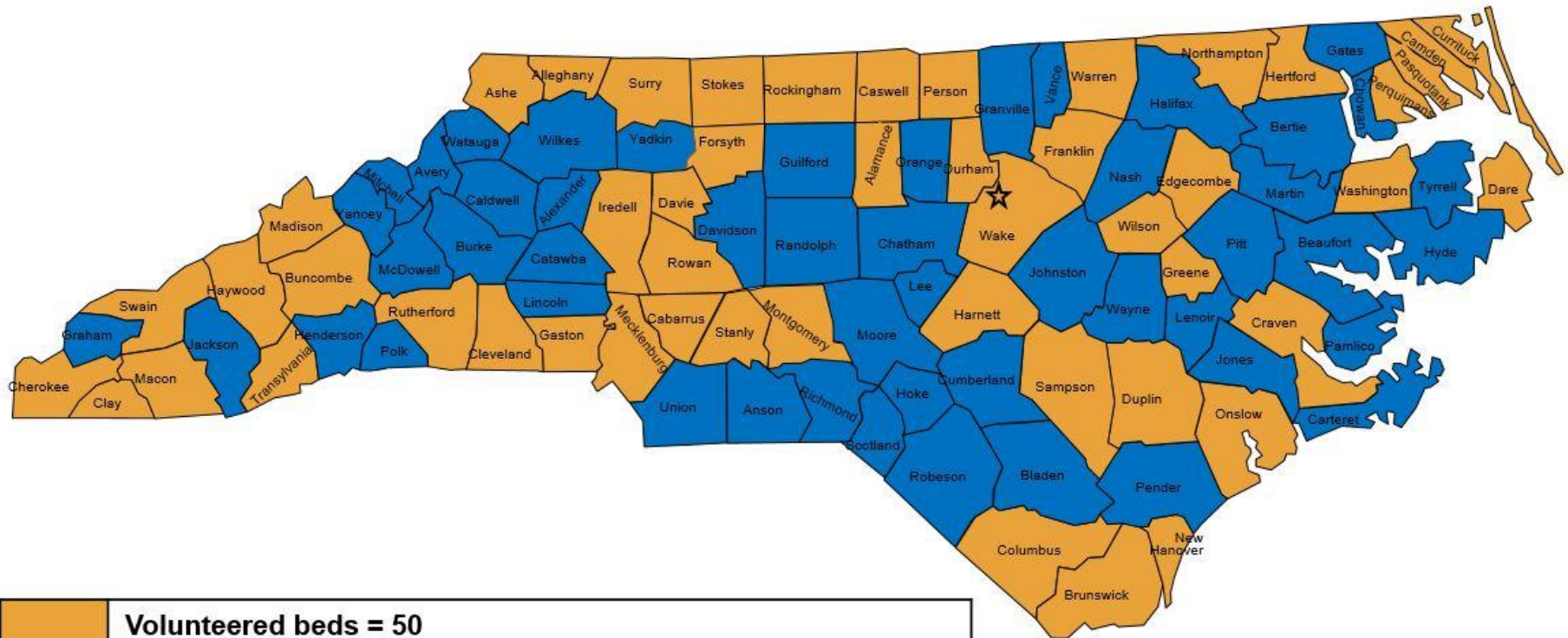


SMCP Participation

- All 100 counties participate in the program as a “sending” county.
- “Receiving” counties have volunteered available jail bed space to house SMCP inmates.



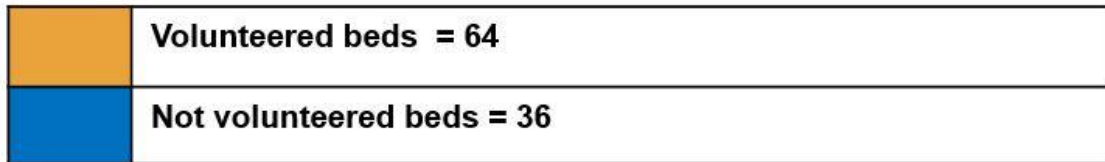
SMCP “Receiving” Counties as FY 2012



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Housing SMCP Inmates

- “Receiving” counties volunteer jail bed space to house program inmates.
- The SMCP staff identifies available jail bed space for program eligible inmates.
- Custom-designed software maintains a statewide inventory of available SMCP jail bed space.
- Jail bed space volunteered to the SMCP may be used to house local eligible misdemeanants as well as misdemeanants from other counties.



Reimbursement Rates

Since January 1, 2012

Daily Housing: \$40
Personnel: \$25/hour
Transportation: IRS Std. Mileage Rate (\$0.535/mile)

- In-Jail medical expenses are included in the Daily Housing Rate.
- Out-of-Jail medical expenses are billed directly to the SMCP.



Monthly Reimbursements

- Reimbursement for mileage, personnel, and housing expenses are paid in the month following the month in which expenses were incurred.
- The SMCP automatically generates monthly reimbursement statements to each county.
- Reimbursement statements are emailed to the county's Points of Contact for review.
- Any necessary adjustments are made and corrected statements are provided if necessary.
- Reimbursements are paid by electronic funds transfer no later than the last business day of each month.



Monthly Reimbursements (continued)

North Carolina Sheriffs' Association
 Statewide Misdemeanant Confinement Program
 Reimbursement Statement
 For the month of May, 2015 Warren County (NC0930000)

Sending County	Receiving County	Activity	Inmate Name	Sentence Length	Sentence Start Date	Transfer Date	Estimated Release Date	
Granville	Warren	Existing Inmate	Mclaughlin, Jahmel	730	3/11/2015	3/11/2015	3/10/2015	
Nash	Warren	Existing Inmate	Adams, Kevin	120	3/26/2015	5/1/2015	7/24/2015	
Nash	Warren	Existing Inmate	Bobbitt, Raymond	150	4/24/2015	5/1/2015	9/4/2015	31
Nash	Warren	Existing Inmate	Locus, Stephen	245	3/18/2015	3/24/2015	11/18/2015	31
(T) Nash	Warren	Existing Inmate	Payton, Kiara	200	2/12/2015	4/10/2015	7/27/2015	31
Nash	Warren	Existing Inmate	Wardrett, Caleb	182	3/4/2015	3/4/2015	7/26/2015	31
Vance	Warren	Existing Inmate	Edwards, Danny	120	4/6/2015	4/22/2015	7/20/2015	31
Vance	Warren	New Booking	Lee, Melvin	30	5/11/2015	5/27/2015	6/10/2015	5
(T) Warren	DAC	Existing Inmate	Boney, Sheldon	180	1/26/2015	3/3/2015	7/1/2015	
Total Days								222
Mileage								0
Transportation Hours								0
Total Reimbursement								\$8,880.00

I certify that the information on this statement is true and accurate. I understand that failure to give complete information, falsification, or misrepresentation will result in a formal letter being mailed to the Sheriff and may jeopardize my county's participation in the Statewide Misdemeanant Confinement Program.

Signature

Date



Monthly Reimbursements (continued)

- Each month the county reimbursement report is examined by SMCP staff to ensure each county is properly reimbursed.
- Very often paperwork delays, inmate transfers, and or court actions require prior period adjustments that affect monthly county reimbursements.
- Monthly audits are performed as a risk mitigation tool to detect and resolve any potential adjustments or errors as soon as possible.
- Once verified, the county reimbursement report is submitted to DPS. DPS then releases funds from the Statewide Misdemeanant Confinement Fund to NCSA.



Monthly Reimbursements (continued)

- NCSA verifies each amount and then electronically transfers proper payment to each county.
- This process is completed ensuring that the counties are reimbursed on the last business day of each month.



Inmate Medical Costs Management



- The NCSA provides jails with subscriber identification cards, similar to health insurance cards, to be presented to the medical service provider at the time of service.
- Medical bills must be submitted to the SMCP for direct payment to the medical service provider.

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Inmate Medical Costs Management

Medical	Paid	Saved	Savings
FY 2012-2013	\$385,793	\$118,163	34%
FY 2013-2014	\$253,803	\$161,424	42%
FY 2014-2015	\$360,845	\$290,267	52%
FY 2015-2016	\$834,833	\$704,854	48%
FY 2016-2017	\$742,784	\$573,386	44%



SMCP Fund Analysis for FY 2016-2017

General Fund Appropriation	\$ 22,500,000
County Reimbursements Paid	(\$ 18,110,527)
Medical Expenses Paid	(\$ 742,784)
NCSA Administrative Costs Paid	(\$ 1,000,000)
DPS Administrative Cost Paid	(\$ 225, 000)
Funds Withheld for Safekeeper Fees (Forwarded to DPS)	\$ 92,919



Collection of Delinquent Safekeeper Reimbursements

- N.C.G.S. § 148-10.4(f) states that upon notification from DACJJ that an amount owed by a county for safekeeper reimbursements is more than 120 days overdue, the NCSA shall withhold funds from any reimbursements due to a county pursuant to their participation in the SCMP and transmit those funds to DACJJ until that overdue safekeeper reimbursement is satisfied.



Capacity

Capacity	Male	Female	Youth Male	Youth Female	Total
FY 2012-2013	1,282	315	38	24	1,659
FY 2013-2014	1,336	322	37	18	1,713
FY 2014-2015	1,399	379	25	18	1,821
FY 2015-2016	1,457	355	22	10	1,844
FY 2016-2017	1,435	301	17	10	1,763



Inmates Processed

Processed	Male	Female	Total
FY 2012-2013	3,254	551	3,805
FY 2013-2014	2,425	411	2,836
FY 2014-2015	3,119	519	3,638
FY 2015-2016	3,581	628	4,209
FY 2016-2017	3,225	702	3,927
TOTAL	15,604	2,811	18,415



Inmate Cost Comparison

Fiscal Year	SMCP Cost	DPS Cost	Savings
2013-2014	\$ 9,673,865	\$ 19,999,720	\$ 10,325,855
2014-2015	\$ 12,277,517	\$ 24,369,823	\$ 12,092,306
2015-2016	\$ 16,729,896	\$ 34,832,180	\$ 18,102,284
2016-2017	\$ 18,017,608	\$ 40,226,854	\$ 22,209,246

* Based on DPS Average Cost Per Day Per Inmate from DPS DAC Research Bulletins



Impact of SMCP

- Cost savings to the State
- State prison beds are not filled with misdemeanants and DWI offenders thereby decreasing the need for additional prisons.
- Provides an avenue for receiving counties to generate revenue from unused and available jail beds.
- Misdemeanor offenders kept out of state prison
- Every effort is made to house offenders within the county of offense or a nearby county. This keeps offenders closer to their home and family.



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